

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 05-10452-REK

CHURCH BROTHERS, LLC

Plaintiff

vs

THE ALPHAS COMPANY, INC.
THE ALPHAS COMPANY OF NEW
YORK, INC., JOHN S. ALPHAS, and
PETER ALPHAS
Defendants

STIPULATION CONCERNING FUNDS

Now come the parties and hereby stipulate that the funds currently being held by the Court in this matter shall be released, with one half of the funds [Twenty-three Thousand Four Hundred Twenty-five Dollars and 50 cents (\$ 23,32550)] shall be paid to each of the Plaintiff Church Brothers, LLC and to the Defendant The Alphas Company, Inc.

Respectfully submitted

Church Brothers, LLC
By its attorneys

The Alphas Company, Inc.
The Alphas Company of New York, Inc.
John S. Alphas
Peter S. Alphas
By their attorneys

/s/ Bart M. Botta
Bart M. Botta, Esq.
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/s/ Scott L. Machanic
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April 6, 2005

Karen Folan, Clerk
Clerk's Office for Civil Business
United States District Court
Suite 2300
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1 Courthouse Way
Boston, MA 02210

Re: Church Brothers, LLC v. The Alphas Company, Inc.
Civil No. 05-10452-REK

Dear Ms. Folan:

This will be attached to a Stipulation Concerning Funds being filed in this matter.

Church Brothers has requested that their half of the escrowed funds (\$ 23,325.50) be made payable to "Ryan & Janowsky Client Trust Account," and sent to Attorney Botta at Ryan & Janowsky, 4100 Newport Place Drive, Suite 700, Newport Beach, CA 92660.

The other half should be made (\$ 23,325.50 also) should be made payable to The Alphas Company, Inc., and should be sent to my firm.

Thank you very much.

Very truly yours,
Cunningham, Machanic, Cetlin,
Johnson & Harney, LLP by



Scott L. Machanic

Cc: Bart Botta, Esq. (via facsimile)